

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATION  
INTER-OFFICE MEMO**

**January 9, 2014**

**TO: Rosemary Booth Gallogly**

**DEPT: Department of Revenue**

**FROM: Walter Craddock, Esq. Chairman**

**DEPT: Division of Motor Vehicles**

**SUBJECT: HEARING BOARD RESULTS**

**Please be advised of the following matters which were heard before the Board on Wednesday, December 17, 2014. Board members present: Walter Craddock, Esq., James Botvin, Mark Levasseur and William Jeffrey . Also present, Marcy Coleman, Esq., Division of Legal Services.**

**Absent: Lt. David Doucet**

**AGENDA**

**MEETING OF DECEMBER 17, 2014 AT 12:30 PM AT THE  
DIVISION OF MOTOR VEHICLES –3RD. FLOOR, CONFERENCE  
ROOM, 600 NEW LONDON AVENUE, CRANSTON, RI 02920**

## **1. REVIEW AND ACCEPTANCE OF THE MEETING OF: DECEMBER 3, 2014 BOARD HEARING**

**The Board has reviewed and approved the minutes of December 3, 2014.**

## **2. COWESETT MOTORS, INC ( Scott Oatley, Pres/William Murphy, Esq.)**

**FIRST APPLICATION CASE # KR-140-387 –  
TO DEAL IN USED MOTOR VEHICLES ONLY  
AT: 910 QUAKER LANE, WARWICK, RI 02818**

**Decision: This application has been approved by the Board subject to a site inspection being completed by the Dealer's License and Regulations Office, the dealer must contact division of taxation to resolve existing issues and finalize within 30 days. The standard issuance of 3 dealer plates has been granted.**

## **HEARING BOARD RESULTS FOR 12-17-14**

### **3. MONTE CARLO AUTO SALES, INC ( Vincent A Palumbo, Pres)**

**TRANSFER APPLICATION – CASE # KR-140-388**

**TRANSFER FROM : 1673-B HARTFORD AVENUE, JOHNSTON, RI  
02919**

**TO: 225 GEORGE WATERMAN ROAD, JOHNSTON, RI 02919**

**Decision: The Board has approved this application subject to a site inspection being completed by the Dealer's License and Regulations Office and finalize within 30 days.**

### **4. SAM'S AUTO GROUP INC. d/b/a SAM'S AUTO SALES( Bassam Chebbo, Pres.)**

**ANNEX APPLICATION – CASE # 140-372**

**TO DEAL IN USED MOTOR VEHICLES ONLY**

**AT 886 CRANSTON STREET, CRANSTON, RI 02920**

**Decision: The Board has approved this application subject to a site inspection being completed by the Dealer's License and Regulations Office, obtaining a sales permit from the division of taxation for the new location and finalize within 30 days.**

**5. J & D AUTO SALES, INC ( Michael Cavanaugh, Pres)**

**TRANSFER APPLICATION – CASE # KR-140-386**

**FROM: 440 (REAR) PROVIDENCE STREET, WEST WARWICK, RI  
02893**

**TO: 4 BRIDAL AVENUE, UNIT C, WEST WARWICK, RI 02893**

**Decision: The Board has approved this application subject to a site inspection being completed by the Dealer's License and Regulations Office and finalize within 30 days.**

**6. NICHOLAS PAYNE AND DEALERS' LICENSE & REGULATIONS  
OFFICE VS. JOHN'S MOTOR COMPANY (Chu Hong Kim, Pres/ John  
Harwood, Esq)**

**CASE # AM-140-345**

**COMPLAINT / SHOW CAUSE HEARING**

**Decision: The Board has determined that the dealership shall purchase the vehicle back from the consumer for the amount of \$3601.00.**

## **HEARING BOARD RESULTS FOR 12-17-14**

**The Board has also determined that the dealership is in violation of the following rules and regulations.**

**RI Rules and Regulations Section VII (E): Failure to have required language on the bills of sale and the dealership license number.**

**RI Rules and Regulations Section VI (R): Failure to inspect vehicle for sale.**

**Therefore the Board has suspended the dealerships right to do business for 45 days. The dealership must turn in their license, 139, all tax forms and all dealer plates, 330 A,B,C,D,E to the Dealer's License and Regulations Office for the duration of this suspension.**

**7. KERRIN O'LEARY AND DEALERS' LICENSE & REGULATIONS OFFICE VS GLOBAL AUTO SALES, INC ( Mark Tantimonaco, Pres./ John Harwood, Esq.)**

**CASE # KR-140-316**

**COMPLAINT / SHOW CAUSE HEARING**

**Decision: The Board has dismissed the complaint against the dealership by the consumer as a result of the consumers request to**

**keep the vehicle.**

**The Board has determined the dealership is in violation of the following RI Rules and Regulations and is required to pay the amounts lists below which total \$1250.00 to the RI Dealers License and Regulations Office.**

**Fine: \$1000.00 Violation of RI Rules and Regulations Section VI (R):  
Failed to inspect motor vehicles for sale.**

**Fine: \$250.00 Violation of RI Rules and Regulations Section VII (F):  
Failed to provide title to consumer within the time allowed by law.**

## **HEARING BOARD RESULTS FOR 12-17-14**

**8. NITIN KUMAR SWARNAKAR AND DEALERS' LICENSE & REGULATIONS OFFICE VS GLOBAL AUTO SALES, INC ( Mark Tantimonaco, Pres./ John Harwood, Esq.)**

**CASE # AM-140-289**

**COMPLAINT / SHOW CAUSE HEARING**

**Decision: The Board has ordered the dealership to buy the vehicle back from the consumer within three to five days for the original purchase price of \$4350.00 plus half of the cost of the repairs of \$367.00 for a total of \$4717.00 to be paid with a certified check to the consumer via the Dealer's License and Regulations Office upon return of the vehicle in good condition to the dealership and return of the title to the Dealer's License and Regulations Office.**

**9. DEALERS' LICENSE & REGULATIONS OFFICE VS GLOBAL AUTO SALES, INC ( Mark Tantimonaco, Pres./ John Harwood, Esq.)**

**CASE # AM-140-351 / AM-140-352**

**SHOW CAUSE HEARING**

**Decision: The Board has requested that the dealership must turn in copies of all 2014 sales both retail and wholesale to the RI Dealers License and Regulations Office during the month of January 2015**

**after the holidays for review.**

**10. FOR DISCUSSION ONLY**  
**CHANGE OF OWNERSHIP APPLICATION**

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**Walter Craddock, Esq., Chairman**

**Cc: Marcy Coleman, Esq. Department of Revenue Legal Services**